

IN THE COURT OF COMMON PLEAS OF CLINTON COUNTY, PENNSYLVANIA
CRIMINAL

COMMONWEALTH OF PENNSYLVANIA))	No. _____
)	OTN _____
Vs.)	S.S. # _____
)	DOB _____
_____)	Date of Offense _____
)	Arrested by: _____
)	D.J. Docket # _____
)	Magisterial District # _____
)	Charge(s): _____
)	_____
)	_____
)	_____

ORDER

AND NOW, this _____ day of _____, _____, upon consideration of the within Petition to Dismiss and to Expunge Criminal Record and the accompanying court file and upon motion of _____, for Defendant, with the agreement of the Clinton County District Attorney, and with the Certification of the Adult Probation Office, IT IS HEREBY ORDERED as follows:

1. That the charges pending against the Petitioner are dismissed.

2. All criminal history record information, including fingerprint records but excluding those public records listed in Section 9104(a) (b) of the Criminal History Record Information Act of 1979 as amended 1982, and those records required to be maintained by the prosecuting attorney and central repository under 18 Pa.C.S.A. §9122(c) are hereby ordered to be expunged.

3. (Where applicable) The City Manager of the City of Lock Haven or other appropriate municipal official is hereby directed to destroy all the records in the files of the appropriate Municipal Police Department pertaining to the arrest of

Defendant for an incident alleged to have occurred on _____, _____, including fingerprint information except for those items listed in 18 Pa.C.S.A. §9104(a).

4. The Commissioner of the Pennsylvania State Police is directed to destroy all the records in the files of the Pennsylvania State Police pertaining to the arrest of Defendant held by the Federal Bureau of Investigation or any other police agency to which said records have been forwarded, except those records required to be maintained under 18 Pa.C.S.A. §9122(c), and those excluded by 18 Pa.C.S.A. §9104(a), upon receipt of which he will destroy the same.

5. The appropriate District Judge, Pennsylvania State Police, Lock Haven City Police or other appropriate Municipal Police Department and the Clerk of Courts are ordered to file an Affidavit within thirty (30) days that such records have been expunged or destroyed, together with the Expungement Order and to retain no copies thereof.

6. The Clerk of Courts is ordered to seal the Affidavit together with the original and all copies of this Order and the original court records and shall not permit any person or agency to examine such sealed documents.

7. The Clerk of Courts is ordered to notify the Central Repository (as defined by 18 Pa.C.S.A. §9102) the Pennsylvania State Police; the Lock Haven City Police or other appropriate Municipal Police Department, the appropriate District Judge Office and the District Attorney that Defendant's record was expunged pursuant to Pa. R.Crim.P. Rule 320 Expungement upon Successful Completion of ARD Program and 18 Pa.C.S.A. §9122(d).

BY THE COURT:

J.

xc: Municipal Police Department
Central Repository
Pennsylvania State Police
District Judge
Clerk of Courts
District Attorney
Defendant's Counsel
Clinton County Adult Probation
Administrative Office of Pennsylvania Courts

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)
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)
 _____)

PETITION

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Petition of _____, Defendant, by and
through his attorney, _____, respectfully represents:

1. That on _____ Defendant was placed on the
ARD Program pursuant to Rules of Criminal Procedure Nos. 300 and 310, inclusive,
to remain therein for a period of _____.

2. Currently, your Petitioner is under supervision of the Clinton County
Adult Probation Department.

3. Since being placed on the ARD Program, your Petitioner has obeyed
the laws of the Commonwealth of Pennsylvania, been of good behavior and has
complied with all the requirements set forth for him under the ARD Program.

WHEREFORE, Petitioner having completed satisfactorily the program
prescribed and complied with its conditions, hereby requests your Honorable Court
to dismiss the charges against him and expunge the appropriate records.

Respectfully submitted,

Attorney for Defendant

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)
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)
 _____)

We hereby certify that the Defendant has completed satisfactorily the program prescribed for him which was supervised by the Clinton County Adult Probation Services.

Clinton County Adult Probation Services:

Date: _____ BY: _____

I, _____ Esquire, District Attorney, having been served with a notice of the filing of this application for dismissal of the charges and expungement in the above-numbered complaint, advise that the Commonwealth has no objections to the Application.

Date: _____ BY: _____
District Attorney

I verify that the statements made in the within Petition are true and correct.

I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. §4904, relating to unsworn falsification to authorities.

Date: _____ BY: _____